



JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

TRUSTEES OF THE SOUTHERN
CALIFORNIA PIPE TRADES HEALTH
AND WELFARE TRUST FUND;
TRUSTEES OF THE SOUTHERN
CALIFORNIA PIPE TRADES
RETIREMENT TRUST FUND;
TRUSTEES OF THE SOUTHERN
CALIFORNIA PIPE TRADES DEFINED
CONTRIBUTION TRUST FUND;
TRUSTEES OF THE SOUTHERN
CALIFORNIA PIPE TRADES
VACATION AND HOLIDAY TRUST
FUND; TRUSTEES OF THE
SOUTHERN CALIFORNIA PIPE
TRADES CHRISTMAS BONUS FUND;
TRUSTEES OF THE APPRENTICE AND
JOURNEYMAN TRAINING TRUST
FUND; TRUSTEES OF THE PLUMBERS
AND PIPEFITTERS NATIONAL
PENSION FUND; and TRUSTEES OF
THE INTERNATIONAL TRAINING
FUND,

Plaintiffs,

vs.

FIDELITY CONSTRUCTION
PLUMBING INC., a California
corporation; FIDEL ASCENSIO JR., an
individual; MARTHA Y. ASCENSIO, an
individual,

Defendant.

CASE NO.: CV09-8676 SVW (FFMx)

ASSIGNED TO THE HONORABLE
STEPHEN V. WILSON

[Signature]
[PROPOSED] JUDGMENT

1 The Court, having considered and approved the stipulation for entry of judgment
2 submitted by and between defendants Fidelity Construction Plumbing Inc., a California
3 corporation, Fidel Ascensio, Jr., an individual, and Martha Y. Ascensio, an individual,
4 and plaintiffs Trustees of the Southern California Pipe Trades Health and Welfare Trust
5 Fund, Trustees of the Southern California Pipe Trades Retirement Trust Fund, Trustees
6 of the Southern California Pipe Trades Defined Contribution Trust Fund, Trustees of the
7 Southern California Pipe Trades Vacation and Holiday Trust Fund, Trustees of the
8 Southern California Pipe Trades Christmas Bonus Fund, Trustees of the Apprentice and
9 Journeyman Training Trust Fund, Trustees of the Plumbers and Pipefitters National
10 Pension Fund, and Trustees of the International Training Fund, and for good cause
11 shown,

12 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

13 1. Fidel Ascensio, Jr. shall be dismissed, with prejudice, as a defendant in this
14 action.

15 2. The Judgment is as to the First Cause of Action for Breach of Agreement
16 and Fourth Cause of Action for Engaging in Prohibited Transactions only, and as to
17 Fidelity Construction Plumbing Inc., a California corporation, and Martha Y. Ascensio,
18 an individual, based on her status as a fiduciary. The remaining causes of action shall be
19 dismissed, without prejudice, as to Fidelity Construction Plumbing Inc., a California
20 corporation, and Martha Y. Ascensio, an individual.

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1 3. Plaintiffs Trustees of the Southern California Pipe Trades Health and
2 Welfare Trust Fund, Trustees of the Southern California Pipe Trades Retirement Trust
3 Fund, Trustees of the Southern California Pipe Trades Defined Contribution Trust Fund,
4 Trustees of the Southern California Pipe Trades Vacation and Holiday Trust Fund,
5 Trustees of the Southern California Pipe Trades Christmas Bonus Fund, Trustees of the
6 Apprentice and Journeyman Training Trust Fund, Trustees of the Plumbers and
7 Pipefitters National Pension Fund, and Trustees of the International Training Fund shall
8 recover from defendants Fidelity Construction Plumbing Inc., a California corporation,
9 and Martha Y. Ascensio, an individual, jointly and severally, the principal amount of
10 \$89,500.00, plus pre-judgment and post-judgment interest at the rate of eight percent
11 (8%) per annum thereon from June 15, 2010 until paid in full.

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14 DATED: 7/15/10


UNITED STATES DISTRICT JUDGE